January 14, 2011

The Honorable David N. Hurd
United States District Judge
United States District Court
for the Northern District of New York
Alexander Pirnie Federal Courthouse
10 Broad Street
Utica, NY 13501-1233

Re: *Isabelle v. BSH Home Appliances Corporation,* No. 10-CV-580 (DNH/GHL)

Dear Judge Hurd:

Presently pending before the Court is Defendant BSH Home Appliances' Motion to Dismiss. By this letter, the Plaintiff seeks a two week extension of time to respond to this motion, until January 28, 2011. The basis for this request is that the Plaintiff's counsel has recently experienced a family emergency involving his wife, who was in surgery yesterday, that has delayed the completion of these motion papers. I have sought, and received, consent for this request from counsel for the Defendant. Should Your Honor be amenable to this request, a proposed order is provided at the end of this letter. Plaintiff's counsel has a conflict on February 25, 2011, and, with permission of the Court, has provided a proposed return date of March 11, 2011.

Thank you for your consideration in this regard. Should Your Honor have any questions or concerns, please do not hesitate to contact my office.

Respectfully yours,

/s Elmer Robert Keach, III

Elmer Robert Keach, III

cc:

By ECF
All Counsel of Record

THE PLAINTIFF'S REQUEST IS GRANTED. RESPONSE TO MOTION DUE JANUARY 28, 2011. REPLY DUE FEBRUARY 11, 2011. MOTION RETURNABLE IN UTICA ON MARCH 11, 2011 AT 10:00 AM.

IT IS SO ORDERED: ______________________________ DATED: __________
The Honorable David N. Hurd
United States District Judge